

JOHN F. COOK  
MAYOR

JOYCE WILSON  
CITY MANAGER



**CITY COUNCIL**  
ANN MORGAN LILLY, DISTRICT 1  
SUSANNAH M. BYRD, DISTRICT 2  
J. ALEXANDRO LOZANO, DISTRICT 3  
MELINA CASTRO, DISTRICT 4  
PRESI ORTEGA, JR., DISTRICT 5  
EDDIE HOLGUIN JR., DISTRICT 6  
STEVE ORTEGA, DISTRICT 7  
BETO O'ROURKE, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES  
COUNCIL CHAMBERS  
AUGUST 16, 2005  
9:00 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 9:03 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Susannah M. Byrd, Jose Alexandro Lozano, Melina Castro, Presi Ortega, Jr., Eddie Holguin, Jr., Steve Ortega, and Beto O'Rourke. The invocation was given by Police Chaplain Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

Mayor John Cook explained that immediately following the Mayor's Proclamations, the City Council would recess the Regular City Council so that the Special City Council meeting regarding the Second Public Hearing pursuant to Sections 26.05 and 26.06, Texas Tax Code, on the City of El Paso's proposed Property Tax Rate Increase as published by the City on August 3, 2005, would be heard.

**MAYOR'S PROCLAMATIONS**

**EL PASO NAACP DAY  
EDS TRAINERS' DAY  
LAFFS 4 LITERACY**

Motion made by Representative Presi Ortega, Jr., seconded by Representative Lozano and unanimously carried to **RECESS THE CITY COUNCIL MEETING** at 9:15 a.m.

Motion made by Representative Lozano, seconded by Representative O'Rourke and unanimously carried to **RECONVENE THE REGULAR CITY COUNCIL MEETING** at 9:18 a.m.

**CALL TO THE PUBLIC – PUBLIC COMMENT**

**This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.**

A sign-up form is available on line at [https://www.elpasotexas.gov/city\\_clerk/contact\\_public.asp](https://www.elpasotexas.gov/city_clerk/contact_public.asp) for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

1. Mr. William F. Hart, Jr., stated that an outline of a buffalo could be seen on the crest of the Franklin Mountains and requested that, as a tourist venue, the City implement souvenir stands, and restaurants.
2. Mr. Darlene Couitt made remarks regarding her unhappiness with the Sun Metro Bus Lift Service and Sun Metro employees denying her access to that service.
3. Ms. Lisa Turner commented on the appearance of signs in the downtown area and asked about the Signage Ordinance the BZAC had been working on. She requested that the El Paso zoo reserve special dates for active and retired military personnel at the El Paso Zoo.

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 Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE, AS REVISED**, all matters listed under the **CONSENT AGENDA** unless otherwise noted.  
 (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {\*}).

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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 \*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE** the Minutes for Regular City Council Meeting of August 9, 2005 and Special City Council Meeting of August 8, 2005 (Agenda Review).

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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**\*RESOLUTION**

**WHEREAS**, the BNSF Railway Company has grade crossing warning devices at the intersection of Race Track Drive and Doniphan Drive, and

**WHEREAS**, the City of El Paso desires to preempt the highway traffic control signals with the grade crossing warning devices in order to allow new highway traffic control signals,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the City Manager be authorized to sign a Highway-Rail Signal Interface Agreement between BNSF Railway Company and the City of El Paso which will provide for the installation and maintenance at the Race Track Drive at grade crossing.

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**\*RESOLUTION**

**WHEREAS**, the BNSF Railway Company has grade crossing warning devices at the intersection of Ruhlen Court and Paisano Drive, and

**WHEREAS**, the City of El Paso desires to preempt the highway traffic control signals with the grade crossing warning devices in order to allow new highway traffic control signals,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the City Manager be authorized to sign a Highway-Rail Signal Interface Agreement between BNSF Railway Company and the City of El Paso which will provide for the installation and maintenance at the Ruhlen Court at grade crossing.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the City Manager be authorized to sign a Contract of Sale between the CITY OF EL PASO and RICARDO & MARIA DE LOURDES ROBLES for the purchase of a portion (6.2 square feet) of Lot 1, Childs Subdivision, El Paso, El Paso County, Texas, for the Dorbandt Street & Drainage Improvement Project.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, ALFREDO MORENO, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

500 Raynolds, City of El Paso, El Paso County, Texas, being more particularly described as Lot 119 (6487.00 SQ FT), Block 20, Loretto Place Subdivision, Parcel #L681-999-0200-3500,

to be THREE HUNDRED SIXTY-EIGHT AND 05/100 (\$368.05) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the tenth day of December, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIXTY-EIGHT AND 05/00 (\$368.05) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JESUS M. ROJAS, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

5532 Bandy, City of El Paso, El Paso County, Texas, being more particularly described as Lot 178, Block 12, Foster Heights Subdivision, Parcel #F524-999-0120-4100,

to be NINETY-THREE AND 64/100 (\$93.64) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twelfth day of May, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount NINETY-THREE AND 64/00 (\$93.64) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JOSE AND FRANCISCA DOMINGUEZ, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

3923 Cumberland Avenue, City of El Paso, El Paso County, Texas, being more particularly described as Lots 30 and 31, Block 30, Government Hill Subdivision, Parcel #G569-999-0300-6900,

to be THREE HUNDRED TWENTY-FOUR AND 75/100 (\$324.75) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the eighteenth day of August, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED TWENTY-FOUR AND 75/00 (\$324.75) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CORINA Y. DUARTE & 3, c/o MANUEL E. DUARTE, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

2702 Porter, City of El Paso, El Paso County, Texas, being more particularly described as Lots 29 & 30 (6000 SQ FT), Block F. Grandview Subdivision, Parcel #G686-999-000F-9200,

to be THREE HUNDRED THIRTEEN AND 93/100 (\$313.93) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-third day of November, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED THIRTEEN AND 93/00 (\$313.93) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, RIGOBERTO P. DELGADO (LE), owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

3505 Mobile, City of El Paso, El Paso County, Texas, being more particularly described as Lots 11 and 12 (6000 SQ FT), Block 45, Grandview Subdivision, Parcel #G686-999-0450-2500,

to be THREE HUNDRED THIRTY AND 16/100 (\$330.16) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the fourteenth day of January, 2005, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED THIRTY AND 16/00 (\$330.16) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, HANS AND GUADALUPE R. DOMANSKY, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

8008 Mount Latona Street, City of El Paso, El Paso County, Texas, being more particularly described as N 80.00 FT of S 160.00 FT of Lot 82 (12352.00 SQ FT), Sunrise Acres #2 Subdivision, Parcel #S917-999-002C-5670,

to be FIVE HUNDRED EIGHTY-FOUR AND 55/100 (\$584.55) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the thirteenth day of September, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED EIGHTY-FOUR AND 55/00 (\$584.55) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, PABLO GARCIA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

516 Emerson Street, City of El Paso, El Paso County, Texas, being more particularly described as Lot 17 (EXC W 10.07 FT)(17747.24 SQ FT), Block 3, Linda Vista Gardens Subdivision, Parcel #L362-999-0030-6400,

to be THREE HUNDRED FORTY-NINE AND 11/100 (\$349.11) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the tenth day of December, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED FORTY-NINE AND 11/00 (\$349.11) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, KATHRYN J. POE, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

5929 Marlin Drive, City of El Paso, El Paso County, Texas, being more particularly described as Lot 1, Block 16, Dolphin Terrace Subdivision, Parcel #D672-999-0160-0100,

to be SIX HUNDRED EIGHTY-ONE AND 98/100 (\$681.98) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-second day of October, 2004, and approves the costs.



2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount SIX HUNDRED EIGHTY-ONE AND 98/100 (\$681.98) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, SAMUEL GALVAN, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

10313 Newport, City of El Paso, El Paso County, Texas, being more particularly described as Lot 4 (6900 SQ FT), Block 18, Sun Valley #2 Subdivision, Parcel #S816-999-0180-0700,

to be TWO HUNDRED THIRTEEN AND 79/100 (\$213.79) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-ninth day of December, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED THIRTEEN AND 79/100 (\$213.79) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **DELETE** the Resolution placing a lien on the property in the following amount for work performed by the City pursuant to Chapter 9.04.

5309 Edmonton                      \$189.44                      Alfredo and Nubia Acosta

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, ROBERT L. GUMM, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

10152 Dyer Street, City of El Paso, El Paso County, Texas, being more particularly described as North ½ of Lots 80 and 81 (30000 SQ FT), Parkland Subdivision, Parcel #P448-999-0020-6700,

to be THREE HUNDRED THREE AND 10/100 (\$303.10) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-seventh day of September, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED THREE AND 10/00 (\$303.10) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, BLANCA E. BELL, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

6045 Quail, City of El Paso, El Paso County, Texas, being more particularly described as Lot 16 (8242.04 SQ FT), Block 2, Mountaineer Subdivision, Parcel #M889-999-0020-3100,

to be FOUR HUNDRED SIXTEEN AND 76/100 (\$416.76) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the thirtieth day of November, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED SIXTEEN AND 76/00 (\$416.76) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, HOUSING AND URBAN DEVELOPMENT, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

11496 Arrow Rock, City of El Paso, El Paso County, Texas, being more particularly described as Lot 25 (8980.57 SQ FT), Block 51, Indian Ridge #11 Subdivision, Parcel #I256-999-0510-2500,

to be TWO HUNDRED SEVENTY AND 63/100 (\$270.63) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-sixth day of January, 2005, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY AND 63/00 (\$270.63) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, HECTOR R. AND NORA Y. TORRES, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

1991 Dana Bree, City of El Paso, El Paso County, Texas, being more particularly described as Lot 29 (5355 SQ FT), Block 20, Vista Hills #2 Replat A Subdivision, Parcel #V897-999-0200-5700,

to be ONE HUNDRED THIRTEEN AND 66/100 (\$113.66) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the thirtieth day of November, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED THIRTEEN AND 66/00 (\$113.66) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, ROSA STOCHYN, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

12575 Flora Alba, City of El Paso, El Paso County, Texas, being more particularly described as Lot 33 (4779.07 SQ FT), Block 32, Montwood Heights Unit 7 Subdivision, Parcel #M771-999-0320-3300,

to be TWO HUNDRED TWENTY-SEVEN AND 33/100 (\$227.33) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-ninth day of November, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED TWENTY-SEVEN AND 33/00 (\$227.33) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

.....

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, PATRICIA M. WILLIAMS, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

11405 Menlo Avenue, City of El Paso, El Paso County, Texas, being  
more particularly described as Lot 31, Block 3, Kimberly Heights  
Subdivision, Parcel #K383-999-0030-3100,

to be THREE HUNDRED FORTY-SIX AND 40/100 (\$346.40) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the fifteenth day of December, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED FORTY-SIX AND 40/00 (\$346.40) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, TERESA M. ARREOLA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

11408 Menlo Avenue, City of El Paso, El Paso County, Texas, being  
more particularly described as Lot 3, Block 2, Kimberly Heights  
Subdivision, Parcel #K383-999-0020-0300,

to be TWO HUNDRED SIXTEEN AND 50/100 (\$216.50) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the ninth day of December, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTEEN AND 50/00 (\$216.50) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, IRASEMA F. DE GARCIA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

11452 Menlo Avenue, City of El Paso, El Paso County, Texas, being  
more particularly described as Lot 14, Block 2, Kimberly Heights  
Subdivision, Parcel #K383-999-0020-1400,

to be TWO HUNDRED EIGHTY-FOUR AND 16/100 (\$284.16) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the fifteenth day of December, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED EIGHTY-FOUR AND 16/100 (\$284.16) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARIA HORTON AND MARGARET V. VARA, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

418 San Pablo Place, City of El Paso, El Paso County, Texas, being more particularly described as N 60 Ft of Lot 4, Najera Subdivision, Parcel #N040-999-0010-1900,

to be TWO HUNDRED TWENTY-ONE AND 91/100 (\$221.91) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the fourth day of October, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED TWENTY-ONE AND 91/100 (\$221.91) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.



**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, ELDENFONSO AND ELODIA CURIEL, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

8136 Wonderland Lane, City of El Paso, El Paso County, Texas, being  
more particularly described as Tract 296 (6500 SQ FT), Loma Terrace  
#5-A Subdivision, Parcel #L547-999-001A-9500,

to be ONE HUNDRED FIFTY-FOUR AND 80/100 (\$154.80) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the fifth day of May, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED FIFTY-FOUR AND 80/00 (\$154.80) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARTINA O. LEAL, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

2927 Central Avenue, City of El Paso, El Paso County, Texas, being more particularly described as Lot 14, Block P-2, Garden Subdivision, Parcel #G126-999-0030-3600,

to be SIX HUNDRED SIXTY-FIVE AND 74/100 (\$665.74) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the twenty-eighth day of January, 2005, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount SIX HUNDRED SIXTY-FIVE AND 74/00 (\$665.74) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JORGE ACEVEDO c/o MOISES SALAZAR AND 7, owners of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

1505 Campbell, City of El Paso, El Paso County, Texas, being more particularly described as Lot 3 and N 8 FT of Lot 2 & S 9 Ft of Lot 4 (Homesite)(2623.00 SQ FT), Block 43, Alexander Subdivision, Parcel #A462-999-0430-1300,

to be ONE HUNDRED SIXTEEN AND 50/100 (\$116.50) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the tenth day of November, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED SIXTEEN AND 50/00 (\$116.50) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**NOTE:** Resolution was revised to read ONE HUNDRED SIXTEEN AND 50/100 (\$116.50).

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CARLOS ESCOBEDO, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

809 Myrtle, City of El Paso, El Paso County, Texas, being more particularly described as Lot 5 and W ½ of Lot 6 (4680.00 SQ FT), Block 222, Campbell Subdivision, Parcel #C050-999-2220-1000,

to be FOUR HUNDRED TWENTY-TWO AND 18/100 (\$422.18) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the thirteenth day of October, 2004, and approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED TWENTY-TWO AND 18/00 (\$422.18) to be a lien on the above described property, said amount being due and payable within thirty (30 days) from the date of City Council approval, and thereafter being ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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\*Motion made by Representative Beto O'Rourke, seconded Representative Byrd and carried that JOHN BATOON be **APPOINTED** by the Mayor with a majority vote of the entire Council as Assistant City Attorney effective August 16, 2005 at a salary of \$100,000 per annum plus benefits.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPOINT** Pat Valdez-Rios to the Greater El Paso Civic, Convention and Tourism Advisory Board by Mayor John F. Cook.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPOINT** John Doering to the Community and Human Development Steering Committee by Representative Ann Morgan Lilly, District 1.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPOINT** Belinda M. Luna to the City Plan Commission by Mayor Pro Tempore Beto O'Rourke, District 8.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **AWARD** Request for Proposal Solicitation No. 2005-198R Comprehensive Loss Control Program

Award to: Risk & Insurance Management Consultants, Inc.  
El Paso, TX  
Amount: \$78,000.00 (estimated yearly)

Department: Office of Management & Budget  
Funds available: 99100255-45122-502215  
Funding source: Workers' Compensation Fund  
Total award: \$234,000.00 (estimated)

The Office of Management and Budget, Insurance Department, Consultant, Purchasing Department and the review committee have met and reviewed the Proposals that were received. It is the recommendation of the committee to award the RFP to Risk & Insurance Management Consultants, Inc. The proposal response addressed the scope and intent of the RFP.

This is a thirty-six (36) month contract with the option to extend the contract for two (2) additional years, one year at a time.

Additionally, it is requested authorization for City staff to negotiate, City Attorney's Office to review, and the City Manager be authorized to execute any related contract documents, agreements and budget transfers necessary during the contract.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to  
**AWARD** Bid Solicitation No. 2005-231 Boys Club Park Walkways & Benches

Contractor: CH & JM Construction Inc.  
El Paso, TX

Department: Parks & Recreation  
Funds Available: 71150069-G7130CD0017-07799-508027  
Funding Source: Community Development  
Items: Base Bid \$35,200.00  
Total Award: \$35,200.00

**RECOMMENDATION:**

The Departments of Engineering, and Parks and Recreation recommend the award of this contract to CH & JM Construction Inc., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to  
**AWARD** Bid Solicitation No. 2005-224 Dudley Field Complex Demolition

Contractor: SOCOM dba AAA Demolition  
El Paso, TX

Department: Zoo  
Funds Available: 14101003-60304-PQLZ0104-508027  
Funding Source: 2000 Quality of Life Bonds  
Items: Base Bid \$56,000.00  
Total Award: \$56,000.00

**RECOMMENDATION:**

The Departments of Engineering, and Zoo recommend the award of this contract to SOCOM dba AAA Demolition, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to  
**APPROVE** budget transfer BT2005-1441 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$20,019 received from EPISD as reimbursement for the flasher installation at Aoy Elementary School.

Increase	\$20,019	to	31255005/PPW005227691/405067	ReimbExpend
Increase	\$20,019	to	31255005/PPW005227691/508027	Construction

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE** budget transfer BT2005-1493 CITY ATTORNEY

Utilizing Reserve for Legal Claims as identified in the FY2005 Budget Resolution to cover current Damages/Settlement obligations and transferring funds from general City contingency to offset current cost over-runs in External Legal Counsel.

Decrease	\$350,000	from	99010335/01101/504405	OperCntngncy
Increase	\$350,000	to	03010026/01101/502109	ExtLegalCnsl
Increase	\$200,000	to	99010335/01101/407002	EstRevenue
Increase	\$200,000	to	03010025/01101/505409	Damag/Settle

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE** the request of Candlelighters of El Paso to hold a cancer awareness walk on September 17, 2005 from 9:00 a.m. to 12:00 p.m. Route: Start at Tom Lea (Lower) Park – 1203 Schuster Ave. to Stanton, turn right on Stanton to Rim, turn right on Rim to Brown, turn right on Brown and finish at Tom Lea (Lower) Park. Approximately 150 persons will take part. This request includes permission to use amplification (1 p.a. system). PERMIT # 05-100 [Al Hinojos]

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE** the request of Xavier Miranda / ANSWER to hold a demonstration at Immigration & Naturalization Services Detention & Deportation Center – 8915 Montana Ave. on August 29, 2005 from 6:00 a.m. to 5:00 p.m. Approximately 50 persons will take part. This request includes permission to use amplification (1 portable amplifier, 1 microphone and 2 speakers). PERMIT # 05-101 [Xavier Miranda]

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE** the request of Skyline Optimist Club to use amplification (1 microphone and 1 speaker) at Skyline Optimist Youth Park – 5050 Yvette on August 20, 2005 from 3:00 p.m. to 8:00 p.m. for a carnival. Approximately 50 persons will take part and 1,000 spectators are anticipated. PERMIT # 05-102 [Karla Martinez]

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **APPROVE** the request of Brigitte Ballou to block off Manny Aguilera between 3024 and 3057 on August 20, 2005 from 4:00 p.m. to 12:00 a.m. for a block party. Approximately 50 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". PERMIT # 05-103 [Brigitte Ballou]

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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Motion made by Representative Lozano, seconded by Representative O'Rourke and unanimously carried that the following Ordinances, having been **INTRODUCED** pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance amending Title 2 (Administration and Personnel), to create Chapter 2.110 (City Organizational Structure) and Sections thereunder in the El Paso City Code to create and establish the functions of the Department known as the City Manager's Office; the Bureaus within the Department: Development and Infrastructure Services, Financial and Administrative Services and Quality of Life Services; and to create and establish the Departments that report to the Deputy City Managers: Environmental Services, Development Services, and General Services and Financial Services/CFO; to establish other Departmental Reporting and Subordinate Bureaus; and to repeal Ordinance No. 15863.
- B. An Ordinance repealing Ordinance 15876, which created the Building and Planning Services Department.
- C. An Ordinance repealing Ordinance 15878, which created the Financial and Administrative Services Department.
- D. An Ordinance repealing Ordinance 15879, which created the Quality of Life Services Department.
- E. An Ordinance repealing Ordinance 15877, which created the Municipal Services Department and designating an official to perform the functions set forth within the City's ordinances, resolutions and legal documents as being assigned to the Department or its Director.
- F. An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.40 (Department of Museums and Cultural Affairs) to Section 2.40.010 (Department-Creation-Functions), of the El Paso City Code to change the name of the Department to the Department of Museums and Cultural Affairs and to provide for establishment of Divisions within the Department.
- G. An Ordinance amending the El Paso City Code to substitute the term "General Services Department" for the term "Fleet Services Department"; to substitute the term "Department of Museums and Cultural Affairs" for the term "Arts and Culture Department"; to substitute the term "Planning Department" for the term "Department of Planning, Research and Development"; to substitute the term "Department of Environmental Services" for the term "Department of Solid Waste Management"; to substitute the term "Department of Financial Services/CFO" for the term "Purchasing Department" at all places in the Code where such terms appear.
- H. An Ordinance amending the El Paso City Code to substitute the term "General Services Director" for the term "Fleet Services Director"; to substitute the term "Environmental Services Director" for the term "Solid Waste Management Director"; to substitute the term "Museums and Cultural Affairs Director" for the term "Arts and Culture Director"; to substitute the term "Planning Director" for the term "Director of Planning, Research and Development" at all places in the Code where such terms appear; to substitute the term "Deputy Director—Building Permits and Inspections" for the term "Assistant Director, Building Permits and Inspections Department" in 2.88.060 of the City Code; and to clarify that the Director of Building Permits and Inspections includes the designation of Building Official; and that the Chief Financial Officer shall be the Comptroller.

- I.** An Ordinance amending the El Paso City Code to add and designate the Enforcement Authority of the Department of Environmental Services and the Development Services Department and their Directors and Designees.
- J.** An Ordinance amending Title 20 (Zoning), Chapter 20.04 (Administrative Provisions) to Section 20.04.070 (Development Services) of the El Paso City Code to transfer certain duties and functions to the Development Services Department; the penalty being as provided in Section 20.68.010 of the El Paso City Code.
- K.** An Ordinance amending Title 9 (Health and Safety), Chapter 9.08 (Junked Vehicles) to Sections 9.08.010 (Declared Nuisance), 9.08.030 (Abatement), 9.08.050 (Enforcement Authority), and 9.08.060 (Enforcement) of the El Paso City Code to transfer the duties and administration for junked vehicles to the Department of Environmental Services; the penalty being as provided in Section 9.08.070 of the El Paso City Code.
- L.** An Ordinance amending Title 19 (Subdivisions), Chapter 19.04 (General Provisions), Section. 19.04.190 A 1 (Enforcement, Violations and Penalties) to provide that the City Manager shall make the designation of the Chief Enforcement Official for the Enforcement of Title 19; the penalty being as provided in Section 19.04.190 of the El Paso City Code.
- M.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.04 (General Provisions and Definitions), Section 12.04.190 (Traffic Engineer) to provide that the City Manager shall have authority to designate the Traffic Engineer for the City; the penalty being as provided in Sections 1.08.010 to 1.08.030 of the El Paso City Code.
- N.** An Ordinance amending Title 20 (Zoning), Chapter 20.02 (General Provisions and Definitions), Section 20.02.848 (Traffic Engineer) to provide that the City Manager may make an alternate designation of the Traffic Department and Engineer; the penalty being as provided in Section 20.68.010 of the El Paso City Code.
- O.** An Ordinance amending Title 18 (Building and Construction), Chapter 18.60 (Flood Damage Prevention), Section 18.60.420 (Designation of the Floodplain Administrator), Section 18.60.430 (Duties and Responsibilities of the Floodplain Administrator), Section 18.60.440 (Duties and Responsibilities of the City Engineer) and Section 18.60.450 (Duties and Responsibilities of the Street Director) of the El Paso City Code.
- P.** An Ordinance establishing the manner in which the fees charged by the City will be set; to repeal all conflicting Ordinances or Ordinance Provisions; and to continue certain Ordinances and Provisions relating to fines, fees and penalties in effect in the El Paso City Code.
- Q.** An Ordinance amending Title 9 (Health and Safety), Chapter 9.04 (Environmental Services); to rename the Chapter; to amend Section 9.04.010 (Purpose and Creation of Department); Section 9.04.030 6, 7 (Definitions); Section 9.04.400 (Collection, Service and Transportation Fees), Section 9.04.410 (Permit Fees); Section 9.04.420 (Disposal Fees); Section 9.04.430 (Nonpayment of Fees); and Section 9.04.450 (Solid Waste Management Fund and Equipment Subfund); to establish the Environmental Services Department; to revise definitions; to revise the calculation of the Senior and Disabled Citizens discount; to create an Environmental Service Fee and Landfill Spillage Fee; and to remove the fee schedules and establish criteria and guidelines for the setting of fees; the penalty being as provided in Section 9.04.390 of the City Code.



- R.** An Ordinance amending Title 13 (Streets, Sidewalks & Public Places), Chapter 13.24 (City Parks & Recreation Areas), to rename Subsection 13.24.200 (Parks & Recreation Fee Authorization) of the El Paso City Code and to remove the Fee Schedules and to establish Guidelines and Criteria for the charging of fees for facility rentals, activities, programs and general services offered by the Parks & Recreation Department.
- S.** An Ordinance amending Title 13 (Streets, Sidewalks & Public Places), Chapter 13.25 (El Paso Zoo), to rename Subsection 13.25.010 (El Paso Zoo Fees) of the El Paso City Code and remove the listed fees and to establish Guidelines and Criteria for the charging of fees at the Zoo and repeal of Subsection 13.25.015.
- T.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.180 (No Stopping or Standing - Tow-Away Zone), Subsection A. Prohibiting Parking or Standing of Vehicles at any time inclusive of Sundays and Holidays, of the El Paso City Code, to add a new location on Tierra Este Drive, From Montana Avenue (US 62/180) to Zaragoza Road (FM 659), both sides. The penalty being as provided in Section 12.88.180 (F) of the El Paso Municipal Code.
- U.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), of the El Paso City Code, to temporarily reduce the speed on Interstate Highway 10 in certain Sections. The penalty for violation being as provided in Section 12.84.010 of the El Paso City Code.
- V.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), of the El Paso City Code, to amend Section 12.88.150 (Schedule XIV, Speed Limits), to add, delete or modify the Speed Limits of 35 M.P.H., 40 M.P.H., and 45 M.P.H. on various streets. The penalty being as provided in Section 12.84.010 of the El Paso City Code.
- W.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), to add Section 12.88.081 (Schedule VIIIA - Common Carrier Passenger Route).
- X.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.200 (Schedule XVII - Restrictions on Parking in Residential Districts), of The El Paso Municipal Code, to add Zone K: No Parking 7:00 a.m. - 4:00 p.m., School Days Only. The penalty being as provided in Section 12.85.110 (Violation-Penalty) of the El Paso Municipal Code and as set by Resolution of the City Council on January 13, 2004.
- Y.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.040 (Schedule IV - Parking Prohibited During Certain Hours on Certain Streets), Paragraph 12.88.040 (J) (No Parking, 7:00 a.m. to 4:00 p.m.), subparagraph 12.88.040 (J)(5), La Subida Drive, from Monte Mar Place to a Point 114 Feet West of Andalucia Drive, Southside only, to reduce the distance for which parking is prohibited. The penalty for violation of same as provided in Section 12.85.110 of the El Paso City Code and as set by Resolution of the City Council on January 13, 2004.
- Z.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 16, Hearings, to expedite the conduct of the hearings, to change the procedures for requesting and granting a continuance and to change the invocation of the rule for the hearings.
- AA.** An Ordinance granting a Special Privilege to O.P.E.P. Incorporated to temporarily close a portion of Ochoa Street between First Avenue and Paisano Drive on Sunday, September 4, 2005 through Monday, September 5, 2005 for a "Foam Party Celebration" and on Monday, October 31, 2005 through Tuesday, November 1, 2005 for a "Halloween Block Party". (Fee: \$275.00, SP-05017)

**PUBLIC HEARING WILL BE HELD ON AUGUST 30, 2005 FOR ITEMS A– AA**

- BB.** An Ordinance changing the zoning of a part of the North Part of Section 44, Block 79, Township 2, T & P RR, El Paso, El Paso County, Texas from R-3 (Residential) to C-4 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: River Oaks Properties, LTD. Location: 12100 block of Pebble Hills. ZON05-00048.
- CC.** An Ordinance granting Special Permit No. ZON05-00049, to allow for a ground-mounted cellular telecommunications antenna support structure with appurtenant antennas and equipment storage facilities on the property described as a portion of Lots 11 and 12, Block 34, Campbell Addition, El Paso, El Paso County, Texas, pursuant to Section 20.61.060 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: T-Mobile, USA, Inc. Location: 1100 Oregon St. ZON05-00049
- DD.** An Ordinance changing the zoning of Tracts 1A and 1B, George Wilson Survey No. 91, El Paso, El Paso County, Texas from R-4 (Residential) to C-4/c (Commercial/conditions). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Jorge Valenzuela. Location: 3962 Doniphan. ZON05-00052.
- EE.** An Ordinance granting Special Permit No. ZON05-00057, to allow for a ground-mounted cellular telecommunications antenna support structure with appurtenant antennas and equipment storage facilities on the property described as a portion of Lot 22, Block H, Thomas Manor Unit Seven, El Paso, El Paso County, Texas, pursuant to Section 20.22.040 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: T-Mobile. Location: 7900 Knights Drive. ZON05-00057.

**PUBLIC HEARING WILL BE HELD ON SEPTEMBER 6, 2005 FOR ITEMS BB – EE**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

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**NO ACTION WAS TAKEN** regarding discussion concerning progressive neighborhood planning principles by El Paso urban planner R. Carlos Gallinar.

Mr. R. Carlos Gallinar, Urban Planner/Community Developer, working with Centro De Salud La on redevelopment strategies in South El Paso, gave a Powerpoint presentation and responded to questions and/or comments of the Council Members. (presentation on file in the City Clerk's Office)

Mayor John Cook and Representatives Steve Ortega, Byrd, Lilly, O'Rourke, Castro, Presi Ortega, Jr., and Lozano commented and questioned Mr. Gallinar on his presentation.

**MOTION TO SUSPEND RULES:**

Motion made by Representative Steve Ortega, seconded by Representative Lozano and unanimously carried to **SUSPEND** the Rules of Order to allow for public comment.

Ms. Katie Updike, Building Solutions, made remarks regarding the Home House Exhibit currently on display at the El Paso Museum of Art.

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**NO ACTION WAS TAKEN** regarding the discussion, update and action on the report on Border Solutions: Ending Chronic Homelessness in El Paso, Texas to be presented by Dave Gillooly from El Paso Coalition for the Homeless.

Mr. David W. Gillooly, Assistant Director, Opportunity Center for the Homeless, gave background information regarding the creation and implementation of "Border Solutions: Ending Chronic Homelessness in El Paso" report and strongly requested the following from Council Members:

1. That the Mayor's Ad Hoc Task Force be reappointed; possibly adding two members, mandating the Task Force to cooperatively work together, present frequent reports and establish the necessary subcommittees to make things happen in El Paso;
2. That Council give permission and take the necessary action to upgrade the report from a "Plan" to a Community Wide Campaign; and
3. That a Social Services Trust Fund be established.

Mr. Gillooly noted that HUD did not include families and/or persons doubling up in motels or other unsafe place in their definition of chronic homelessness, had they done so, the current 495 chronically homeless individuals would have tripled.

Mayor John Cook explained that the persons previously appointed to Mayor's Ad Hoc Task Force are currently in service due to lack of sunset provision. He praised the outcome of the recently remodeling project for the Transitional Living Center facility.

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Item: Discussion and action on assigning the Economic Development Department the task of negotiating with VF Jeanswear for a good-will economic impact settlement in the full amount of property taxes abated to them. For a period of time commencing about 10 years ago, the City of El Paso provided about \$500,000 in abatements to VF Jeanswear. Since that time, almost all of VF Jeanswear manufacturing facilities have closed, resulting in significant job losses for a population of workers that has had a difficult time transitioning back into the work workforce because of limited skills and limited English-language proficiency. Because of the substantial negative economic impact on the community of these manufacturing closures, the City should ask VF Jeanswear to consider granting \$500,000 to programs that help VF Jeanswear displaced workers transition back to the workforce at a living wage.

Mayor John Cook and Representatives Byrd, Presi Ortega, Jr., O'Rourke and Lozano commented.

The following City staff members commented:

1. Mr. David Dobson, Director of Economic Development, expounded on the tax abatement agreement.
2. Mr. Charlie McNabb, City Attorney, provided legal advice regarding the motion language.

#### **1<sup>ST</sup> MOTION:**

Motion made by Representative Byrd, seconded by Representative Lozano and unanimously carried to **SUSPEND** the Rules of Order to allow public comment after 9:00 a.m. (Mr. Glenn)

Mr. Guillermo Glenn, representing workers laid off VF Jeanswear workers, explained that the displaced workers are not being offered appropriate workforce transition skills and asked Council to pass a Resolution and/or aggressively seek help from the company or the displaced workers. He provided a copy of the "Preparedness Proposal" proposal written by the displaced employees to Representative Byrd.

Ms. Lisa Turner, citizen, asked several questions of the Council.

#### **2<sup>ND</sup> AND FINAL MOTION:**

Motion made by Representative Byrd, seconded by Representative Lilly and unanimously carried to **AUTHORIZE** the Mayor and City Manager to negotiate with VF Jeanswear for a Goodwill Economic Impact Settlement and to draft a resolution asking for that settlement.

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**NO ACTION WAS TAKEN** regarding the discussion and action on assigning Staff to analyze rail issues (legislation and funding), to make recommendations to Council on best options for El Paso and the region, and to actively engage in tri-state and bi-national conversations about the future of rail in the region.

Mayor John Cook stated that the Metropolitan Planning Organization is researching the matter; additionally, Ms. Pat Adaute, Deputy City Manager, Infrastructure and Planning, and appointed Council Members are Board Members for the Metropolitan Planning Organization.

Representative Byrd commented on the recent media announcements whereby the El Paso region would be receiving \$14 million for rail realignment. She asked that the Council take formal action and requested that City staff become engaged in the issue, to include partnering with Ciudad, Juarez.

Ms. Joyce Wilson, City Manager, concurred with comments made by Mayor Cook.

Ms. Lisa Turner, citizen, questioned why the State of New Mexico wanted El Paso's rail yards so desperately.

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Motion made by Representative Presi Ortega, Jr., seconded by Representative Lozano and unanimously carried to **APPROVE** BT2005-1458 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate a cash balance of \$707,995.90 to a project called Citywide Communication System for communication upgrades at City Hall, MSC (Yarborough) and Fire Headquarters.

Increase	\$707,995.90	to	31115202/P50120828100/407002	EstRevenue
Increase	\$707,995.90	to	31115202/P50120828100/508035	CommEquip

Representative Presi Ortega, Jr. was not present for the vote.

Ms. Terry Quezada, Capital Improvement Program Administrator, explained the budget transfer.

Representative Presi Ortega, Jr. questioned Ms. Quezada.

Mr. Tony Montoya, Director of Information Technologies commented.

Assistant Fire Chief Manuel Chavira commented.

Mr. Richard Schechter, citizen, commented on the posting of the agenda item and setting a budget for the Building and Planning Services Department.

Mayor John Cook responded to comments of Mr. Schechter.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. David Almonte, Director of OMB

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Motion made by Representative Lozano, seconded by Representative Steve Ortega and unanimously carried to **AUTHORIZE** the transfer of \$445,000 to the following Park project construction accounts from the Park Proposition Contingency Fund in conformance with the P+3's Program Outlook Plan approved by City Council on September 14, 2004. Funding Source - 2000 QOL Bond Program.

Representative Beto O'Rourke was not present for the vote.

Mr. Juan Contreras, Quality of Life Program Manager, Perspectiva + 3D/I (P+3), explained.

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Motion made by Representative Lozano, seconded by Representative Byrd and unanimously carried to **AUTHORIZE** the Director of Purchasing to reject the bids submitted for Solicitation No. 2005-217, Clint Landfill Phase I Cells 3-6, and Scale House TCEQ MSW Permit No. 2284. All bids received exceed the budget appropriated for this project. It is recommended by the Purchasing, Engineering and Solid Waste Management Departments that this item be re-bid with revised specifications.

Mayor John Cook and Representatives Presi Ortega, Jr. and Lozano commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager, explained that all bids received had exceeded the budget.
2. Mr. Byron Johnson, Director of Purchasing, gave additional explanation and responded to Representative Lozano's concerns.

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Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **MOVE TO THE FOREFRONT OF THE AGENDA** Update on City's 2005 Federal Legislative Agenda, Quinn Dodd, Federal Lobbyist.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

**NO ACTION WAS TAKEN** regarding the Update on City's 2005 Federal Legislative Agenda, Quinn Dodd, Federal Lobbyist.

Mr. Dave Larson, Managing Partner, Larson Dodd Stewart & Myrick, LLC, gave a Powerpoint presentation and noted the firm has been representing the City regarding all federal relation matters for the past 3½ years. He expounded on the firms appropriations successes in securing funding for many City projects.  
(presentation on file in the City Clerk's Office)

Mr. Tim Stewart, Managing Partner, Larson Dodd Stewart & Myrick, LLC, gave a Powerpoint presentation and updated the Council regarding the City's FY06 Federal Appropriations Requests. He strongly recommended that Council Representative(s) travel to Washington, September or October during Congress' budget wrap up, to bring closure to appropriations issues. (presentation on file in the City Clerk's Office)

Mayor John Cook commented.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **DELETE** the Staff Briefing on the Capital Improvement Program and Recommended Capital Budget.

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **POSTPONE ONE (1) WEEK** the following Executive Session item:

Litigation against Asarco to collect the costs of remediating properties in and around the El Paso metals site. (551.071 and 551.072)

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **POSTPONE ONE (1) WEEK** the following Executive Session item:

Workers' Compensation Subrogation Interest Regarding Antonio Mendoza. (551.071)

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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\*Motion made by Representative O'Rourke, seconded by Representative Byrd and unanimously carried to **POSTPONE ONE (1) WEEK** the following Executive Session item:

Workers' Compensation Subrogation Interest Regarding Scott Wakefield Graves. (551.071)

Representatives Lozano and Presi Ortega, Jr. were not present for the vote.

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Motion made Representative Lozano, seconded Representative O'Rourke and unanimously carried that the City Council **RETIRE** into **EXECUTIVE SESSION** at 11:08 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following:

- Section 551.071 CONSULTATION WITH ATTORNEY
- Section 551.072 DELIBERATION REGARDING REAL PROPERTY
- Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
- Section 551.074 PERSONNEL MATTERS
- Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
- Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

**16D.** Victor Echegoyen, et al vs. Leach Company d/b/a Wisconsin Leach Company and Waste Systems Equipment, Inc.; Cause No. 2003-815. (551.071)

Motion made by Representative Presi Ortega, Jr., seconded by Representative Steve Ortega and unanimously carried to **ADJOURN** the **EXECUTIVE SESSION** at 11:17 p.m. and **RECONVENE THE MEETING OF THE CITY COUNCIL**.

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**NO ACTION WAS TAKEN** regarding Victor Echegoyen, et al vs. Leach Company d/b/a Wisconsin Leach Company and Waste Systems Equipment, Inc.; Cause No. 2003-815. (551.071)

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Motion made by Representative Steve Ortega, seconded by Representative Lozano and unanimously carried to **ADJOURN** this meeting at 11:19 a.m.

APPROVED AS TO CONTENT:

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Richarda Duffy Momsen, City Clerk